

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF ALABAMA
NORTHERN DIVISION

RECEIVED.

LARRY E. EARL JONES, JR. 38
PETITIONER,

V. Civil Action No. 2:05-cv-701-F
ANTHONY CLARK,
RESPONDENT(S).

MOTION TO REQUESTS FOR DISCOVERY

COMES NOW THE PETITIONER LARRY E. EARL JONES, PRO, SE,
MOVES THIS HONORABLE COURT FOR REQUESTS FOR DIS-
COVERY UNDER THE FEDERAL RULES OF CIVIL PROCEDURE,
AND AS THEREFORE STATES THE FOLLOWING GROUNDS;
'STATEMENTS OF PETITIONER'

1. THE PETITIONER HAS BEEN CONFINED ILLEGALLY SINCE JULY 14
2004 AT THE COVINGTON COUNTY JAIL, ANDALUSIA ALABAMA
FOR THE FALSE PRETENSE CHARGES OF A POSSESSION OF
A CONTROLLED SUBSTANCE, IN CASE NUMBER CC-2003-
187-418-419 WITHOUT BAIL, AND IN CASE NUMBER
CC-2004-347 AN EXCESSIVE \$200,000 BAIL FOR
THE FALSE PRETENSE CHARGE OF A POSSESSION OF
A CONTROLLED SUBSTANCE, THE TRIAL JUDGE DISMISS
CASE CC-2004-347 ON THE 9-27-05.

2. IN THE DISCOVERY THE PETITIONER WILL DEMONSTRATE
DURATION OF HIS CONFINEMENT, AND DEMONSTRATE PREJUDICED
HE WILL DEMONSTRATE WHY HE WAS DENIED A SPEEDY
TRIAL, AND HE WILL DEMONSTRATE WHY THE STATE

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VIOLATED CRIMINAL RULES, PETITIONER WILL DEMONSTRATE THAT THE STATE DID NOT PRODUCE ANY EVIDENCE TO SUPPORT A CONVICTION, HE WILL DEMONSTRATE HOW HE WAS HELD IN THE COUNTY JAIL WITHOUT BAIL, AND AN EXCESSIVE BAIL \$200,000 DID PREJUDICE THE PETITIONER.

3. PETITIONER REQUESTS FOR ADMISSION, AND A LIST OF THE DOCUMENTS SHOWING THIS COURT WHAT AMOUNT OF A CONTROLLED SUBSTANCE DID THE PETITIONER POSSESSION WITH, AND DOCUMENTS OF A SUPPRESSION HEARING WHERE THE STATE PRODUCE A CONTROLLED SUBSTANCE AT THE HEARING, AND THE TRANSCRIPT AND RECORD OF STATE COURT PROCEEDINGS.
4. PETITIONER IS A INDIGENT PETITIONER, HE REQUESTS FOR APPOINTED OF COUNSEL UNDER 18 U.S.C. 3006A(9), AND SETTING OF BAIL PENDING OF THIS PETITION BECAUSE PETITIONER FOR GOOD CAUSE HE HAS BEEN AWAY FROM HIS FAMILY FOR OVER 15 MONTHS HE HAS A STRONG FAMILY TIES, THEY HAVING HARDSHIP PETITIONER WILL HAVE EMPLOYMENT, HE IS APPARENT DETERMINATION TO LIVE A USEFUL AND PRODUCTIVE LIFE, PETITIONER IS NOT A FLIGHT RISK, HE NOT DANGER TO COMMUNITY OR POSE DANGER TO ANY OTHER PERSON HE HAS BEEN LIVING IN COVINGTON COUNTY FOR 15 YEARS, HE WILL COME TO COURT WHEN A DATE IS SET BY THIS COURT.

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5. PETITIONER HAS A EXPERT WITNESSE THAT WILL PROVE THAT PETITIONER IS INNOCENT, HE WILL GIVE A TESTIMONY AT TRIAL TO CONSIDERED COLORABLE SHOWING OF FACTUAL INNOCENT BECAUSE THE STATE NEVER CONFISCATED ANY CONTROLLED SUBSTANCE AT ANY TIME, DURING THE ARREST.

WHEREFORE PETITIONER PRAYS THAT THIS HONORABLE COURT WILL GRANT HIS MOTION BECAUSE PETITIONER HAS SUFFER A LOTS CAUSEING OF PROCEDURALLY DEFAULTED AND PREJUDICE, THIS COURT IS THE LAST HOPE FOR THE PETITIONER HE IS STILL BEING HELD ILLEGALLY CONFINED.

RESPECTFULLY SUBMITTED THIS THE 28 DAY OF
OCT, 2005, Saryie Earl Jones
SIGNATURE OF PETITIONER.

I DECLARE UNDER PENALTY OF PERJURY THAT THE ABOVE MOTION AND PLEADING IS TRUE AND CORRECT.
10-28-05 Saryie Earl Jones
DATE SIGNATURE OF PETITIONER

CERTIFICATE OF SERVICE

I CERTIFY THAT A COPY OF THE FOREGOING PLEADING HAS BEEN SERVICE UPON THE ATTORNEY GENERAL AND/OR FOR ALL PARTIES TO THIS PROCEED BY MAILING THE SAME TO EACH BY FIRST CLASS UNITED STATES MAIL PROPENAL ADDRESSED AND POSTED PREPAID OR PERSONAL SERVICE ON THIS THE 28 DAY OF Saryie Earl Jones
OCT 2005. SIGNATURE OF PETITIONER